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UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

MICROSOFT CORPORATION and  
 ACTIVISION BLIZZARD, INC.,

Defendants.

Case No. 3:23-cv-02880-JSC

**DEFENDANTS' AMENDED STATEMENT  
 OF WITNESSES AND EVIDENCE FOR  
 JUNE 27, 2023, PURSUANT TO COURT  
 ORDER (ECF NO. 170)**

Dept.: Courtroom 8—19th Floor  
 Judge: Honorable Jacqueline S. Corley

Pursuant to the Court's Order Following June 21, 2023 Status Conference (ECF No. 170) ("Order"), Defendants Microsoft Corp. ("Microsoft") and Activision Blizzard, Inc. ("Activision") write to inform the Court that Defendants will call Jim Ryan and Lori Wright as witnesses on Tuesday, June 27, 2023. Defendants understand that Plaintiff Federal Trade Commission ("FTC") also intends to call Jim Ryan, Lori Wright, Jeff Fisher, Phil Eisler, and Dr. Robin Lee as witnesses on Tuesday, June 27, 2023. Jim Ryan, Jeff Fisher, and Phil Eisler's testimony will be via deposition designation. Lori Wright's testimony will be via stipulation.

Defendants intend to use the following exhibits with these witnesses:

Witness	Exhibit	Declaration in Support of Sealing or Redacting the Exhibit <sup>1</sup>	Cross-Reference
Jim Ryan	RX1162 <sup>2</sup>	Redactions Forthcoming, ECF No. ____ [Motion forthcoming]	N/A
	PX3106	N/A	N/A
	PX3109	In Camera, ECF No. ____ [Motion forthcoming]	N/A
	PX3110	In Camera, ECF No. 172 at 6:23; ECF No. 227, at 9	N/A
	RX5000	ECF No. 172 at 15:8	N/A
	PX8001	ECF No. 195, at 7; ECF. No. 134 & 134-3	ECF 12-18, 134-3
	RX0020	In Camera, ECF No. 172, at 9	N/A
	RX0070	N/A	N/A
	RX0075	ECF No. 172, at 9	N/A

<sup>1</sup> Defendants do not seek to seal the exhibits that are listed here without citation to a supporting declaration.

<sup>2</sup> A duplicate of RX1162 was used in the deposition of Jim Ryan, but labeled as PX3105 and thus will be cited as PX3105 in the designations of Mr. Ryan's deposition offered into evidence.

	RX0079	ECF No. 172, at 9	N/A
	RX2059 <sup>3</sup>	N/A	N/A
Lori Wright	RX1245	In Camera, ECF No. 189 at 71	ECF 109-29
Dr. Robin Lee	RX2069	ECF No. 172, at 13	ECF. 110-15
	RX1211	In Camera, ECF No. 189, at 68	ECF. 109-27
	RX1212	In Camera, ECF No. 189, at 68	ECF. 109-23
	RX2170	In Camera, ECF No. 189, at 3	ECF. 110-17
	RX1221	In Camera, ECF No. 189, at 68	ECF. 109-25
	RX1222	In Camera, ECF No. 189, at 68	ECF. 109-30
	RX1245	In Camera, ECF No. 189, at 71	ECF. 109-29
	RX1238	In Camera, ECF No. 189, at 70	ECF. 109-26
	RX0020	In Camera, ECF No. 172, at 9	N/A
	PX2199	ECF No. 205 at 13	N/A
	PX2115	ECF No. 205 at 8	N/A
	PX1763	In Camera, ECF No. ____ [Motion forthcoming]	N/A
	PX7052	In Camera, ECF No. 205 at 20	ECF. 12-13, 109-08
	PX7053	ECF No. 172, at 7; ECF No. 195, at 4-6; ECF No. 227, at 9	ECF. 12-15, 110-5, 134-2
	RX3100	Redactions Forthcoming, ECF No. ____ [Motion forthcoming]	N/A
	RX3097	Redactions Forthcoming, ECF No. ____ [Motion forthcoming]	N/A
	PX7035	In Camera, ECF No. 205 at 19	ECF 109-07

<sup>3</sup> A duplicate of RX2059 was used in the deposition of Jim Ryan, but labeled as RX0032 and thus will be cited as RX0032 in the designations of Mr. Ryan's deposition offered into evidence.

	RX1011	In Camera, ECF No. 205 at 21	N/A
	RX1038	In Camera, ECF No. 205 at 28	ECF 109-12
	RX5015	N/A	N/A
	PX8002	In Camera, ECF No. 168 at 6	N/A
	PX7059	In Camera, ECF 219, at 2	ECF 110-16
	PX7065	In Camera, ECF 219, at 2	N/A
	RX5048	N/A	N/A
	RX2164	N/A	ECF 111-16, 111-60
	RX2073	In Camera, ECF No. 227, at 10	N/A
	RX5049	N/A	N/A
	RX5050	N/A	N/A
	RX0046	N/A	N/A
	RX3132	N/A	N/A
	RX3158	N/A	N/A
	RX5024	N/A	N/A
	PX1136	ECF 189, at 7-9	N/A
	PX4670	In Camera, ECF 189, at 32	N/A
	RX5000	ECF No. 172 at 15:8	N/A
	RX1092	N/A	N/A
	RX2098	ECF No. 172 at 14:12	ECF. 110-13
Jeff Fisher	RX0299	N/A	N/A
Phil Eisler	RX1211 <sup>4</sup>	In Camera, ECF No. 189, at 68	ECF 109-27
	PX8000	ECF No. 161-1, at 4	ECF 12-11, 145-3,

<sup>4</sup> RX1211 was entered into evidence in this matter on June 22, 2023. A duplicate of RX1211 was used in the deposition of Phil Eisler, but labeled as PX1781 and thus will be cited as PX1781 in the designations of Mr. Eisler's deposition offered into evidence.

			161-4
Dr. Elizabeth Bailey	N/A	N/A	N/A

1 Dated: June 27, 2023

Respectfully submitted,

2  
3 By: /s/ Caroline Van Ness

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